

tions of tobacco that would be in conflict with the tobacco inspection warehouses.\*

### State Horticultural Department.

1904. art. 48, sec. 52. 1896, ch. 290, sec. 51. 1898, ch. 289.

50. A State horticultural department is established for the State of Maryland; its purpose is to suppress and eradicate the San Jose scale, peach-yellow, pear-blight and other injuriously dangerous insect pests and plant diseases throughout the State of Maryland.

Ibid. sec. 53. 1896 ch. 290, sec. 52.

51. The professor of entomology, the professor of vegetable pathology, and the professor of horticulture of the Maryland Agricultural College and Experiment Station shall be the state entomologist, state pathologist and state horticulturist, respectively.

Ibid. sec. 54. 1896, ch. 290, sec. 53. 1906. ch. 509, sec. 54.

52. The said Horticultural Department shall be under the control of the board of trustees of the Maryland Agricultural College and Experiment Station, to whom the officers created under this sub-title shall be responsible; the salary of the state horticulturist, state entomologist and state pathologist shall be fixed by the said board of trustees, and the said board shall likewise fix the compensation of any assistant or assistants, employe or employees, and control all expenses thereof; the expenses of said department shall be paid out of any appropriation hereinafter provided for; and said board of trustees are invested with all powers necessary to carry into effect the provisions of this sub-title; but no expense shall be incurred beyond the amount appropriated.

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\*By the act of 1904, ch. 426, the board of public works was authorized to collect the insurance upon state tobacco warehouses Nos. 1 and 2, destroyed by fire, and to either rebuild a modern warehouse on the old site and adjacent property, or to sell or lease the same and build a new tobacco warehouse in some other locality. The act of 1906, ch. 804, repealing and re-enacting the act of 1904, ch. 426, having been declared unconstitutional (see *Christmas v. Warfield*, 105 Md. 530), the act of 1908, ch. 75, was passed, providing for the erection of a new state tobacco warehouse upon one or more of the sites of the existing warehouses, and for repairing the old warehouses. The act of 1908 further provided for a tobacco warehouse building commission; for the details incident to the construction of the new warehouse, and for an appropriation therefor. Section 1 of the act of 1908, ch. 75, was amended and re-enacted by the act of 1908, ch. 231, and an additional appropriation made.

By the act of 1906, ch. 748, the board of public works was directed to give a notice to quit at the expiration of his tenancy to Henry Williams and his assignee, lessee of the wharf belonging to the state located in Baltimore city on Light street, opposite the state tobacco warehouse No. 3 A. The act further directed the chief tobacco inspector to assume control of the wharf at the expiration of said tenancy and to report to the board of public works as to whether it would be advantageous for him to continue in control thereof, or for the board of public works to rent the same. The board of public works was authorized to rent the wharf if they thought wise.